

ASSEMBLY BILL

No. 1973

Introduced by Assembly Member Roger Hernández

February 19, 2014

An act to amend Section 6700 of the Government Code, relating to holidays.

LEGISLATIVE COUNSEL'S DIGEST

AB 1973, as introduced, Roger Hernández. State holidays: Native American Day.

Existing law recognizes various holidays. Existing law requires the Governor to proclaim annually the 4th Friday in September to be Native American Day.

This bill would recognize the 4th Friday in September as a state holiday to be known as Native American Day.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares the following:
- 2 (a) As the original peoples of our nation and state, Native
- 3 Americans have provided extensive historical contributions to the
- 4 State of California. For more than 12,000 years, Native Americans
- 5 have inhabited, preserved, and cultivated this land that ultimately
- 6 became the Golden State. To this day, several iconic regions in
- 7 California, from Lake Tahoe to Malibu, are named after native
- 8 origin.

(b) The resiliency of Native American peoples is a profound statement of their strength. Even in light of egregious injustices and genocide, Native Americans have remained a constant presence, with California being home to the largest population of Native Americans in the country's 50 states. In honor of the contributions and endurance of Native Americans, the Legislature declares the fourth Friday of September to be the state holiday of Native American Day.

SEC. 2. Section 6700 of the Government Code is amended to read:

6700. The holidays in this state are:

- (a) Every Sunday.
- (b) January 1st.
- (c) The third Monday in January, known as "Dr. Martin Luther King, Jr. Day."
- (d) February 12th, known as "Lincoln Day."
- (e) The third Monday in February.
- (f) March 31st known as "Cesar Chavez Day."
- (g) The last Monday in May.
- (h) July 4th.
- (i) The first Monday in September.
- (j) September 9th, known as "Admission Day."
- (k) *The fourth Friday in September, known as "Native American Day."*
- ~~(k)~~
- (l) The second Monday in October, known as "Columbus Day."
- ~~(l)~~
- (m) November 11th, known as "Veterans Day."
- ~~(m)~~
- (n) December 25th.
- ~~(n)~~
- (o) Good Friday from 12 noon until 3 p.m.
- ~~(o)~~
- (p) Every day appointed by the President or Governor for a public fast, thanksgiving, or holiday.

Except for the Thursday in November appointed as Thanksgiving Day, this subdivision and subdivisions (c) and (f) shall not apply to a city, county, or district unless made applicable by charter, or by ordinance or resolution of the governing body thereof.

1 If the provisions of this section are in conflict with the provisions
2 of a memorandum of understanding reached pursuant to Chapter
3 12 (commencing with Section 3560) of Division 4 of Title 1, the
4 memorandum of understanding shall be controlling without further
5 legislative action, except that if those provisions of a memorandum
6 of understanding require the expenditure of funds, the provisions
7 shall not become effective unless approved by the Legislature in
8 the annual Budget Act.

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